IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.34017 of 2008

1. MD.TASLIM son of Md. Ibrahim
2. Md. Moiem
3. Md. Mokim
4. Md. Nayeem &
5. Md. Hakim

Sl. Nos. 2 to 5 all are sons of Md. Taslim

All are residents of village- Gandhsisai, P.S. Vidyapatti Nagar, District- Samstipur

Versus

THE STATE OF BIHAR

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2 **24.10.2008** Heard learned counsels for the petitioners and the State.

Petitioners are accused for the offence under sections 379, 452, 385/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that there is no specific allegation against this petitioner of the alleged offence and as such they are entitled to be granted anticipatory bail.

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Learned counsel appearing for the State submits that on going through the complaint it would appear that there is specific allegation against all the accused persons.

Considering the submissions of the parties and the nature of allegations levelled against all the petitioners, I am not inclined to grant the privilege of anticipatory bail to these petitioners. Their prayer for grant of anticipatory bail is, accordingly, rejected.

However, on surrender in case any application

for bail is filed on behalf of the petitioners in the Curt below, the same shall be considered on its own merit in accordance with law without being prejudiced by the present order.

Manish/- **(Shailesh Kumar Sinha,J.)**

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